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HOUSE BILL 973

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

GAIL C. BEAM

AN ACT

RELATING TO THE ATTORNEY GENERAL; AMENDING A SECTION OF THE NMSA
1978 TO BRING THE EMPLOYEES OF THE ATTORNEY GENERAL UNDER THE
PERSONNEL ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 8-5-5 NMSA 1978 (being Laws 1933,
Chapter 21, Section 5, as amended) is amended to read:

"8-5-5. ASSISTANT ATTORNEYS GENERAL--OTHER EMPLOYEES--
APPOINTMENT.--

A. Within legislative appropriations, the attorney
general may appoint [a] deputy [attorney] attorneys general,
[and as many] other assistant attorneys general [together with]
and stenographic, clerical and other necessary employees [on a
full- or part-time basis, at salaries to be fixed by him within
budget allowances and appropriation limits, as the business of

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1 ~~the department shall require and who shall hold office at the~~
2 ~~pleasure of the attorney general].~~ The deputy [attorney]
3 attorneys general and the assistant attorneys general shall,
4 subject to the direction of the attorney general, have the same
5 power and authority as the attorney general.

6 B. Within legislative appropriations, the attorney
7 general may appoint full-time salaried members of his staff as
8 peace officers for the full-time investigation of violations of,
9 [and] and the full-time enforcement of, the criminal laws of the
10 state. These employees shall comply with the certification
11 provisions of [~~Section 29-7-8 NMSA 1978~~] the Law Enforcement
12 Training Act.

13 C. Employees of the attorney general are subject to
14 the provisions of the Personnel Act. "